Supreme Court of the United States

OCTOBER TERM, 1974

No. 73-6848

JOHN LEE BOWEN,

Petitioner,

—v.—

UNITED STATES,

Respondent.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

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UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

D.C. No. 10576

D.C. Judge Gordon Thompson, Jr.

Notice of appeal filed 10/6/71

485/1388
5000 Fd 960

462 Fed. Rep. 2nd. P 347

Date filed in DC—1/27/71

72-1012

EXPEDITED APPEAL

CRIMINAL—DC, SOUTHERN CALIFORNIA

UNITED STATES OF AMERICA, PLAINTIFF-APPELLEE

vs

JOHN LEE BOWEN, DEFENDANT-APPELLANT

For Appellee: Harry D. Steward, US Atty

For Appellant: Michael D. Nasatir, Esq.

DATE 1972	APPELLANT'S ACCOUNT
Jan. 3	FP

DATE 1972	READY DATE: Feb. 14, 1972 FILINGS—PROCEEDINGS
Jan. 3	FILED NOV 17, 1971, APPELLANT'S MOTION FOR BAIL PENDING APPEAL. ORIG & 3. FP
Jan. 3	FILED DEC 6, 1971, ORDER (C & E) REQUESTING US ATTY TO RESPOND WITHIN 14 DAYS TO THE APPLICAION FOR BAIL FILED NOV 17, 1971.
Jan. 3	FILED DEC 10, 1971 APPELLANT'S AFFIDAVIT AND STATEMENT FOR THE RECORD IN SUPPORT OF APPLICATION FOR BAIL PENDING APPEAL TO: C & E.
Jan. 3	FILED ORIG CERT TRANSC OF RECORD ON APPEAL IN TWO VOLUMES, ORIG & 2 COPIES. VOL I: PLEADINGS. VOL. II: RPTR'S TRANSC. FILED ORIG EXHIBITS IN LPS. (Copy of two vol record sent to aplt counsel NASATIR by DC)
Jan. 3	DOCKETED CAUSE AND ENTERED APPEARANCE OF COUNSEL.
Jan. 4	Set briefing schedule. Aplt brief due Jan 19, 1972. Aple brief due Feb 3, 1972. Aplt reply brief due Feb 8, 1972.
Jan. 21	FILED 5 APPELLEES BRIEFS
Feb. 7	FILED 25 APPELLEES BRIEFS
Feb. 14	FILED RESPONSE OF APPELLEE TO MOTION FOR BAIL. (Recvd. 12/30/72) see order
Feb. 14	FILED ORDER (C-E) Granting appellee permission to file late response to motion for bail and granting appellant's application for bail, etc. CALENDARED 4/7/72
Feb. 22	Recvd orig & 3 aplt reply briefs; sent F.L. #39, brief is late.

DATE 1972	FILINGS—PROCEEDINGS
Feb. 28	Filed orig & 3 of aplt's mot for late filing of reply brief and order therein. (M, G, McNichols) Copy of Late reply brief also sent to panel
Feb. 28	Filed order (M) granting leave to file Appellant Reply Brief.
Feb. 28	FILED 4 APPELLANTS REPLY BRIEFS (M G & McNichols)
April 7	CAUSE ARGUED & SUBMITTED TO MERRILL, GOODWIN, CJJ, LYDICK, DJ bb
April 18	Recvd. letter of 4/11 from atty Nasatir re: domestic marijuana (panel)
June 16	ORDERED OPINION (PER CURIAM) FILED & JUDG TO BE FILED & ENTD (JN)
June 16	Filed opinion Affirmed (jn)
June 16	Filed & Entered Judgment (pn)
June 28	FILED ORIG & 24 OF APPELLANTS PETITION FOR REHEARING & SUGGESTION FOR REHEARING EN BANC. rh
July 24	Filed order (M & G, CJJ & Lydick, DJ) denying petition for rehearing and rejecting suggestion for rehearing en banc. rh
July 31	Filed orig & 3 appellant's application for stay of mandate (M) bb
Aug. 7	Filed order (M) staying issuance of mandate to August 24, 1972. Mc
Aug. 24	Filed orig. & 3 of appellant's application to stay the mandate to (M) -Mc-
Aug. 24	Recvd. motion as submitted to the S.C. for ext of time in which to file petition. rh
Aug. 25	Filed order (M) staying issuance of mandate to 9/7/72. -Mc-

DATE 1972	FILINGS—PROCEEDINGS
Aug. 28	Recvd. copy of pet for writ of cert as filed in the S.C. F
Sept. 5	Recvd SC Notice of 8/28 of filing of pet for cert SC #72-5329. ps
Sept. 7	Recvd letter of 9/6 from Sol Gen re: Matter docketed in SC. ps
Sept. 8	Recvd notification from Applt counsel Nasatir of docketing matter in SC. ps
1973	
July 3	Filed applts motion for bail (panel of 7/16—service 7/2/73) rh
July 23	Filed order (Hu & Cy) remanding cause to District Court for hearing to determine appropriate conditions of release, pending reconsideration of this appeal on remand from the Supreme Court.
July 26	Filed copy of S.C. order of 6/25/73 granting pet for writ of certiorari
July 26	Filed certified copy of judgment of the S.C. (6/25/73) vacating Court of Appeals & remanding to same for further consideration (panel). Prepared JS-34 Reopened case (jn)
Aug. 16	Filed orig & three of appellee motion requesting leave to file supplemental brief. (M G Lydick)
Aug. 20	Filed order (G) granting the filing of appellee supplemental brief. rh
Aug. 20	FILED ORIG & 24 APPELLEES SUPPLEMENTAL BRIEF. (panel) abs
Sept. 13	Filed orig & 3 appellant's motion for leave to file supplemental brief (Panel). bb
Sept. 13	FILED ORIG & 24 APPELLANTS SUPPLEMENTAL BRIEF. (panel) abs

DATE 1973	FILINGS—PROCEEDINGS
Oct. 23	Filed order (C,M,K,Br,D,E,Hu,W,T,Cy,G,W3,S) taking case en banc. Hearing set for December 11, 1973 at 1:30 p.m., Courtroom #1, San Francisco. If counsel desire to submit added briefs, such briefs must be filed by November 15, 1973. bb Judge Chambers will file a dissent.
Oct. 30	Filed dissent of Judge Chambers to the order of Oct. 23rd.
Nov. 14	Recvd orig & 3 of applt's motion for bail pending appeal (to C,G). ty
Nov. 16	Rec'd an orig. & 3 copies Applts. Supplemental briefs; sent C.O. 24 re additional copies cr
Nov. 15	FILED (25) SUPPLEMENTAL BRIEFS OF APPELLEE. cs (to all active Judges)
Nov. 21	FILED (25) SUPPLEMENTAL BRIEFS OF APPELLANT. (to all active Judges) cs
Nov. 30	Filed orig & 3 copies appellee's motion for permission to use display map at oral argument; to "C" cs
Dec. 4	Filed order (G): Applt John Lee Bowen to be admitted to bail in an amount and under terms to be fixed by the dist. court. ty
Dec. 6	Recvd orig & 13 copies appellee's add'l citations & 14 copies of opinion of the Dist. Ct. for the Southern Dist. in *USA* v. *BACA, et al.* (to all active judges) cs
Dec. 10	Recvd 4 copies of applts add'l citations; insufficient copies. ty
Dec. 11	Argued and submitted to the court en banc mi
April 15	Filed aple's motion to file additional authority (to C and all active judges) cl